UNITED STATES DISTRICT COURT District of New Jersey

UNITED STATES OF AMERICA

٧.

Case Number CR03-852-02(MLC)

JOHN PRISQUE

Defendant.

JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987)

The defendant, JOHN PRISQUE, was represented by Michael Critchley, Esq. and Edmund DeNoia, Esq.

On motion of the United States the court has dismissed counts 1,8-11,27,34835 of original indictment.

The defendant has been found not guilty on count 10s and is discharged as to that count.

The defendant was found guilty on counts 1s,8s-9s,11s, 27s [lesser included negligent offense], and 34s by a jury verdict on April 26, 2006 after a plea of not guilty.

Accordingly, the court has adjudicated that the defendant is guilty of the following offenses:

| Title & Section | Nature of Offense | Date of Offense | Count <u>Numbers</u> |
|--------------------------------------|---|-----------------------------------|-------------------------|
| 18:371 | CONSPIRACY TO DEFRAUD THE UNITED STATES | October 31, 1995 - August 2003 | 1s |
| 18:1505&2 | OBSTRUCTION OF OSHA | July 1999 | 8s |
| 18:1505&2 | OBSTRUCTION OF OSHA | March 24-25, 2000 | 9s |
| 18:1519&2 | OBSTRUCTION OF OSHA | December 2002 | 11s |
| 33:1311(a)&1319(c)(1)(A) and 18:2 | VIOLATION OF THE CLEAN WATER ACT | December 4-5, 1999 | 27 s |
| 42:7413(c)(1) and 18:2 | VIOLATION OF THE CLEAN AIR ACT | February - August 2003 | 34s |

As pronounced on April 20, 2009, the defendant is sentenced as provided in pages 2 through 2 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$525, for counts 1s,8s,9s,11s & 34s - \$100 and 27s - \$25, which shall be due immediately. Said special assessment shall be made payable to the Clerk, U.S. District Court.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 30 day of April, 2009.

United States-District Judge

AO 245B (Mod. D/NJ 12/06) Sheet 2 - Imprisonment

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Defendant: JOHN PRISQUE Case Number: CR03-852-02(MLC)

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a TOTAL TERM of 70 Months: On counts 1s,8s,9s & 34s - 60 months each; Count 11s - 70 months; Count 27s - 12 months; ALL COUNTS CONCURRENT.

The defendant shall cooperate in the collection of DNA.

The Court makes the following recommendations to the Bureau of Prisons:

- Designation to FCI Schuylkill.
- Designation in a minimum security facility.

The defendant shall surrender for service of sentence at the institution designated at a date to be set by the Bureau of Prisons - Not before 9/15/09.

RETURN

| I have executed this Judgment as follows: | | |
|---|----|---|
| Defendant delivered on | To | , with a certified copy of this Judgment. |
| | | United States Marshal By Deputy Marshal |